

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

JAMAL SCOTT,

Plaintiff

v.

BILGAN ERDOGAN,

Defendant.

CIVIL ACTION NO. 3:12-CV-2041

(MEHALCHICK, M.J.)

ORDER

AND NOW, this 4th day of August, 2016, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED** as follows:

1. Defendant's motion to bifurcate (Doc. 84) is **GRANTED IN PART AND DENIED IN PART**.
2. Defendant's affirmative defense that Plaintiff failed to exhaust his remaining claims is **DENIED** pursuant to Fed. R. Civ. P. 52(c).
3. The Clerk of Court is directed to **TERMINATE** Defendant Pennsylvania Department of Corrections Secretary John Wetzel from this action.

BY THE COURT:

Dated: August 4, 2016

/ Karoline Mehalchick

**KAROLINE MEHALCHICK
United States Magistrate Judge**